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NO. 4239 P. 3/39  
P. 1

JAN 30 2006

Atty. Dkt. No. 047630-0101

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Guo et al.  
Title: METHOD AND  
COMPOSITION FOR  
DIAGNOSIS OF  
MELANOCYTIC LESIONS  
Appl. No.: 09/915,746  
Appl. Filing Date: July 26, 2001  
Examiner: K. Caneila  
Art Unit: 1642

<b>CERTIFICATE OF FACSIMILE TRANSMISSION</b> I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below.  Vanessa E. Agha (Printed Name)  <i>Vanessa E. Agha</i> (Signature)  1/30/2006 (Date of Deposit)
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**POWER OF ATTORNEY BY ASSIGNEE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Oncomax Acquisition Corp., a Delaware corporation, with its principal place of business at c/o Enterprise Partners Venture Capital, 2223 Avenida de la Playa, Suite 300, San Diego CA 92037, is the Assignee and owner of the entire right, title, and interest in and to the above-identified patent application as indicated in a Statement under 37 CFR § 3.73(b) filed herewith.

Assignee HEREBY REVOKES all prior powers of attorney and APPOINTS the registered attorneys and agents at Customer Number

**30542**

to have full power to prosecute this application and any continuations, divisions, reissues, and reexaminations thereof, to receive the patent, and to transact all business in the United States Patent and Trademark Office connected therewith.

Assignee requests that all correspondence be directed to:

Richard J. Warburg  
FOLEY & LARDNER  
Customer Number: 30542

**\*30542\***

**30542**

PATENT TRADEMARK OFFICE

Atty. Dkt. No. 047630-0101

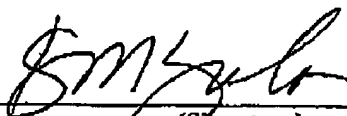
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Executed this 25<sup>th</sup> day of January, 2006

Oncomax Acquisition Corp.

By:



(Signature)

Kristina Zscho

(Printed Name)

CEO

(Title)

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Art Unit: 1642

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**STATEMENT UNDER § 3.73(b)**

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**COPY**

Sir:

Oncomax Acquisition Corp., a Delaware corporation, with its principal place of business at c/o Enterprise Partners Venture Capital, 2223 Avenida de la Playa, Suite 300, San Diego CA 92037, certifies that it is the Assignee and owner of the entire right, title, and interest in and to the above-identified patent application by virtue of the following instruments:

1. Assignment from Jing Ma to Celvax, Inc. dated 12/31/2003 (attached as Exhibit A);
2. Assignment from Yajun Guo (and Jing Ma) to Celvax, Inc., dated 09/03/2004 (attached as exhibit B);
3. Assignment from Celvax, Inc. to Symbigene Acquisition Co. Inc., dated 12/31/2003 (attached as Exhibit C);
4. Assignment from Celvax Inc. to Symbigene Acquisition Co. Inc., dated 09/03/04 (attached as Exhibit D);
5. State of California certificate of name change from Symbigene Acquisition Co. Inc., to

DLMR255237.1

Atty. Dkt. No. 047630-0101

Oncomax, Inc.; and

## 6. Transfer of assets from Oncomax Inc., to Oncomax Acquisition Corp.

The assignments from Jing Ma to Celvax, Inc., and from Yajun Guo to Celvax, Inc. both refer to

[n]ew and useful improvements in ANTIBODIES  
SPECIFIC FOR CANCER ASSOCIATED ANTIGEN  
SM5-1 AND USES THEREOF, set forth in an application  
for Letters Patent of the United States, bearing Serial No.  
10/722,849 and filed on November 26, 2003 . . .

and to assigning "the entire right title and interest in and to the above-mentioned inventions" to Celvax, Inc. It is submitted that the assignment of "inventions" in serial no. 10/722/849 includes the assignments of inventions in serial no. 09/915,746 by virtue of the fact that the deposited murine SM5-1 antibody and similar such antibodies including humanized or human antibodies that react with the SM5-1 antigen and the antigen are disclosed as inventions in serial no. 10/722/849 (see e.g., paragraphs 009-0031, 0136-0138 and claims 7 and 11).

The undersigned has reviewed all the documents in the chain of title of the patent application identified above and, to the best of undersigned's knowledge and belief, title is in the assignee identified above.

The undersigned, whose title is supplied below, is empowered to sign this certificate on behalf of the assignee.

Executed this 24th day of January, 2006

Oncomax Acquisition Corp.

By:

  
(Signature)

Krisztina Zsebo  
(Printed Name)

CEO

(Title)

858-731-0240

(Telephone No.)